GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Prohibition and Excise Department – Departmental proceedings initiated against Sri G.Dwarakanath, Retired Asst. Proh. & Excise Superintendent, Guntur on the allegation of criminal misconduct and criminal conspiracy– Orders dt. 29.01.2021 of the Hon'ble High Court in W.P.No.870 of 2021– Implemented - Orders – Issued.

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REVENUE (VIGILANCE.IV) DEPARTMENT

G.O.Rt.No.171 Dated:15/03/2022

Read the following:

1. From the Director General, Anti Corruption Bureau, A.P., Lr.No.Rc.No.14/RCO-VGT/2012, dt.10.10.2012.
2. From the Director General, Anti Corruption Bureau, A.P., Lr.No.Rc.No.15/RCO-VGT/2012, dt.8.10.2012.
3. From the Director General, Anti Corruption Bureau, A.P., Lr.No.Rc.No.61/RCO-VGT/2012, dt.12.11.2012.
4. Govt. Memo No. 45965/Vig.V(2)/2012-1, dated.16.01.2013 of the Rev. (Vig.V) Dept.
5. Govt. Memo No. 45926/Vig.V(2)/2012-1, dated.16.01.2013 of the Rev. (Vig.V) Dept.
6. Govt. Memo No. 51902/Vig.V(2)/2012-1, dated.16.01.2013 of the Rev. (Vig.V) Dept.
7. From the Secy., T.D.P., Tribunal Enquiry case No. 136 of 2013, dated:15.09.2017.
8. From the Secy., T.D.P., Tribunal Enquiry case No. 116 of 2013, dated: 21.06.2017.
9. From the Secy., T.D.P., Tribunal Enquiry case No. 172 of 2013, dated:27.11.2017.
10. G.O.Rt.No.256, Revenue (VIG.IV) Department, dt.10.05.2021.

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O R D E R:

Whereas it was brought to the notice of the Government that Sri G.Dwarakanath, Retired Asst. Proh. & Excise Superintendent, Guntur while working as P&E Inspector, P&E Station, Guntur-I was involved in 3 disciplinary cases pertaining to liquor syndicate cases of Guntur district along with the other Prohibition and Excise officials. After conducting detailed inquiries in the three cases, the Director General, Anti Corruption Bureau, in his reports ref. 1st, 2nd & 3rd read above recommended to place Sri G.Dwarakanath on his defense before Tribunal for Disciplinary proceedings in all the three cases.

2. And whereas after careful examination of the recommendations of the Director General, Anti Corruption Bureau, Government have taken a decision to entrust the said cases against him to the Tribunal for Disciplinary proceedings in the ref. 4th, 5th & 6th read above. Accordingly, Charge memos were issued in the reference 7th, 8th & 9th read above by the Tribunal for Disciplinary proceedings.

3. Aggrieved by the three charge memos, Sri G.Dwarakanath has filed three W.P.No.s 14565, 14566 & 14567 of 2019 before the Hon'ble High Court of Andhra Pradesh. The Hon'ble High Court in its orders dt. 25.09.2019 in all the three W.P.s has directed to conclude the enquiries pending against the petitioner, within a period of three months from the date of receipt of copies of the order, failing which the charge memos shall stand quashed.

4. Government, after careful examination of the matter, filed W.A.No.s 470, 476 & 456 of 2021 before the High Court against the orders dt.25.09.2019 in W.P.No.s 14565, 14566 & 14567 of 2019 respectively. The High Court on 16.09.2021 dismissed the said Writ Appeals.

5. In the G.O. ref. 10th read above, Orders were issued sanctioning provisional pension @ 75% of eligible pension entitled to Sri G.Dwarakanath under Rule 52 of Andhra Pradesh Revised Pension Rules, 1980 , pending finalization of disciplinary proceedings initiated against him.

6. Meanwhile, Sri G.Dwarakanath has filed another W.P.No.870/2021 to release all pensionery benefits together with interest @12% in view of the quashing of the charge memos in the above 3 W.P.s. The Hon'ble High Court in its order dt. 29.01.2021 directed "to fix the pension payable to the petitioner and pay the retirement benefits such as full pension, retirement gratuity, encashment of Earned leave and other benefits to the petitioner together with interest at 12% from the date they become due till the date of payment."

7. Government after careful examination of the matter hereby implement the orders dt. 29.01.2021 in W.P.No.870 of 2021 in compliance with and due respect to the Hon'ble High Court of A.P. and accord sanction to pay the retirement benefits such as full pension, retirement gratuity, encashment of Earned Leave and other benefits to the petitioner together with interest at 12% from the date they become due till the date of payment to Sri G.Dwarakanath, Retired Asst. Proh. & Excise Superintendent, Guntur, Subject to outcome of the Writ Appeals filed.

8. The Commissioner of Prohibition and Excise shall take necessary action as expeditiously as possible in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA RADESH)

Dr. RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNAMENT

To
Sri G.Dwarakanath, Retired Asst. Proh. & Excise Superintendent, Guntur through the Commissioner, Prohibition and Excise Department, Andhra Pradesh, Vijayawada.
The Commissioner, Prohibition and Excise Department, Andhra Pradesh, Vijayawada.
Copy to:
The Accountant General (A&E), Andhra Pradesh, Hyderabad.
The Director of Treasuries and Accounts, A.P., Vijayawada.
The Government Pleader for Services-I, Andhra Pradesh High Court, Amaravati w.r.t. W.P.No. 870 of 2021.
The Director General, Anti Corruption Bureau, Andhra Pradesh, Vijayawada.
The Secretary, A.P.V.C., A.P. Secretariat, Velagapudi.
The Secretary, Tribunal for Disciplinary proceedings, Nampally, Hyderabad.
Sf/Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER

// ATTESTED //

Section Officer
Services Department
A.P. Secretariat, Velagapudi
AMARAVATI - 522 238.